



REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/812,731
Filing Date	03/19/2001
First Named Inventor	Freyne, E.J.E.
Group Art Unit	1624
Examiner Name	John M. F...
Attorney Docket Number	JAB 1409

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS), PTO 1449 with references & MPEP 609 D with Search Report
- iv. ☐ Other

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other

3. Fees - The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **10-0750/JAB-1409/AGK**. Three copies of this form are enclosed.
- i. ☒ RCE fee is required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of Time (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (print/type)	Alana G. Kriegsman	Registration No.	41,747
Signature	<i>Alana Kriegsman</i>	Date	10/09/2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee," service under 37 CFR 1.10 on the date indicated above addressed to the Mail Stop: RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on 10/09/2003

Name (print/type)	Alana G. Kriegsman	Date	10/09/2003
Signature	<i>Alana Kriegsman</i>		

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Docket No. JAB 1409

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Freyne, et al.
Serial No. : 09/812,731
Filed : March 19, 2001
Title : IL-5 INHIBITING 6-AZARACIL DERIVATIVES
Art Unit : 1624
Examiner : FORD, J. M.

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Date of Deposit: October 9, 2003

I hereby certify that the following documents:

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|-------------------------------------|----------------------------------|------------------------------|
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| <input checked="" type="checkbox"/> | RCE Transmittal | (1 page & 2 copies thereof) |
| <input checked="" type="checkbox"/> | Information Disclosure Statement | (3 pages & 2 copies thereof) |
| <input checked="" type="checkbox"/> | PTO 1449 Form | (1 page & references) |
| <input checked="" type="checkbox"/> | MPEP 609 D | (1 page with search report) |
| <input checked="" type="checkbox"/> | Return Receipt Postcard | (1 page) |

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Laurie Phillips

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Laurie Phillips
(Signature of person mailing paper or fee)